

REGULAR CITY COUNCIL MEETING

SEPTEMBER 10, 1984

PRESENT

Grant S. Nielson	Mayor
Don Dafoe	Council Member
Neil Dutson	Council Member
Craig Greathouse	Council Member
Gayle Bunker	Council Member
Ruth Hansen	Council Member

ABSENT

None

OTHERS PRESENT

Jim Allan	City Manager
Dorothy Jeffery	City Recorder
Warren Peterson	City Attorney
Jim Fletcher	KNAK Radio

Mayor Nielson called the meeting to order at 7:00 p.m. and stated that the notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body and had been provided to the Millard County Chronicle, the Millard County Gazette, and the local radio station, KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda forty-eight (48) hours prior to the meeting.

MINUTES

After review of the proposed minutes of a Public Hearing held July 30, 1984, at 6:30 p.m. regarding rezoning of property, Council Member Ruth Hansen MOVED to accept the minutes of the Public Hearing of July 30, 1984. Council Member Gayle Bunker SECONDED the motion, which carried unanimously.

After review of the proposed minutes of a Public Hearing held at 6:40 p.m. on July 30, 1984, on the rezoning of property within the White Sage annexation, Council Member Ruth Hansen MOVED to accept the minutes of the Public Hearing of July 30, 1984. Council Member Neil Dutson SECONDED The motion, which carried unanimously.

After review of the proposed minutes of a Public Hearing held at 6:50 p.m. on July 30, 1984, regarding rezoning of a portion of the Delta Estates Subdivision, Council Member Ruth Hansen MOVED to accept the minutes of the Public Hearing of July 30, 1984, as corrected. Council Member Craig Greathouse SECONDED the motion, which carried unanimously.

ACCOUNTS PAYABLE

After discussion and review of the accounts payable, Council Member Don Dafoe MOVED to pay the accounts payable as listed. Council Member Ruth Hasnen SECONDED the motion, which passed unanimously.

JUDGE ROBERT E. OWENS: DISCUSSION/DECISION REGARDING CIRCUIT COURT TO BE HELD IN THE CITY COUNCIL CHAMBERS

The Council discussed with Honorable Robert F. Owens, Presiding Judge of the Ninth Circuit Court for the State of Utah, if it would be beneficial or practical to have an office of Circuit Court in Delta. Judge Owens felt that because of the rapid growth in Delta it would be practical to establish a court here. He said the real question is what Delta City's needs are and how those needs are evaluated. He also described the allocation of fines and forfeitures from City ordinances when the Circuit Court is designated as the City Court.

If there is a Circuit Court in Delta, he said, there would no longer be a City Justice of the Peace, as one displaces the other.

There was further discussion, but no Council action was taken.

CITY ENGINEER JOHN QUICK: UPDATE ON STREET IMPROVEMENT PROJECT

Mr. Quick reviewed with the Council the previously proposed street improvement project and displayed maps of all the streets in the proposal and discussed them with the Council.

Council Member Craig Greathouse asked if the \$425,000 drainage system improvements include any drainage around Delta Manor on 2nd South. Mr. Quick explained that it would cover the open drain between 1st to 2nd East on 2nd South.

Mr. Quick presented drawings of the proposed drainage system improvements on 1st North. The plans are ready and it will be ready to go to bid next week, he said. He said the plans include a storm drain line. The project includes reconstruction of Center Street from Main Street to the Delta South Elementary School, 350 East from Main Street to 450 North Street and 1 block on Second North Street.

He recommended that Center Street from Main Street to Third North be chip sealed. Tests have been made on Center Street to determine what kind of a structural section to make so it will last 25-30 years. Also, he recommended a chip seal on 1st West. Those are the major projects that are now identified, he said. In addition, funding will be available to do some additional streets, Mr. Quick said.

Mr. Quick said the top priority project is a storm drain on 100 North. The contract documents are being prepared and will be ready next week. The project can be advertised for bids on Thursday, September 13, 1984.

STEVEN NOBLE, UTAH DEPARTMENT OF TRANSPORTATION: TRAFFIC COUNT RESULTS

Mayor Nielson recognized Mr. Steve Noble, District Engineer for District 5 of the Utah Department of Transportation. Mr. Noble brought to the Council the results of the traffic survey made to determine whether federal traffic warrant standards had been met for traffic signals to be installed on Main Street. The intersection that came the closest to meeting the warrants is the one on Main Street and 2nd West, he said. This intersection has five hours of warrantability and it needs eight hours to warrant a signal. He said it has been recommended by the Utah Department of Transportation that a signal not be installed at this time. Mr. Noble said the traffic counts were made about three weeks ago and found that 67% of all the traffic using 2nd West made right turns. Normally, right turns are taken out of any counts; however, the right turns were left in this Delta count.

Mr. Noble said that another reason it is not recommended to put in a traffic light is because the rate of accidents in Delta is .5 per million vehicle crossings. Rates of .3 to .5 per million vehicles is a low accident rate in an intersection. Mr. Noble stated that when a signal is installed, it is expected that the accident rate will go up to 1.3 accidents per million vehicle crossings.

After further discussion, Mr. Noble stated that for the overall safety of the community, the recommendations that have been made are right.

ROD IVIE: DISCUSSION REGARDING CURB AND GUTTER ON VACANT LOTS IN DELTA CITY

Mrs. Rod Ivie asked the Council if they would waive the requirements of the subdivision ordinance of putting in curb and gutter on lots that the Ivies have for sale. The Ivies own 5 lots and have one for sale at the present time. Council Member Dafoe stated that the requirement is that when the second lot has been sold as a parcel it becomes a subdivision and the off-site improvements are required.

It was suggested that, where there will be five lots divided, there be a plat prepared and recorded as a subdivision.

There was no Council action taken at this time, but the Council said it would consider waiving improvement requirements for small subdivisions in the platted portion of the City.

DELL ASHBY: SCHEDULE PUBLIC HEARING REGARDING THE PROPOSED VACATION OF 250 WEST FROM 50 SOUTH TO 100 SOUTH (WEST MILLARD HOSPITAL AREA)

Mr. Ashby proposed that the City vacate and deed to the West Millard Hospital District a 33-foot wide street located at 250 West from 50 South to 100 South so the Hospital District can build a Senior Citizen Housing Project. The Hospital in return will furnish the City an easement or right-of-way.

After further discussion, the Council suggested getting Millard County and the Hospital District as the owners of land adjacent to the street to sign the necessary petitions. The Council members said that if public participation is needed or wanted, a public hearing could be scheduled.

GLEN SWALBERG: DELTA AREA CHAMBER OF COMMERCE DISCUSSION REGARDING T.V. CHANNEL 12

Mr. Swalberg, president of the Delta Area Chamber of Commerce (DACC) stated that Cable T.V. Channel 12 has been designated as a public service channel. Public groups in Delta can use Channel 12 for any kind of public service or public means to broadcast into the Delta City service area. The FCC requires that Delta City give approval.

Mr. Swalberg said suggested types of programs include school events, college events, church events, anything that comes within the realm of public interest. The Chamber of Commerce has been asked if they would be the sponsor of the channel. Mr. Swalberg said many things need to be learned about the program before any decision can be made.

Mr. Swalberg said the City needs to give conditional approval that this program can be broadcast, based on at least the following conditions: 1. The Chamber investigates and decides the channel would be practical to operate. 2. Organization of a program committee. 3. Establish that there is no financial obligation or liability to either the City or the Chamber directly.

Council Member Don Dafoe MOVED to give Mr. Swalberg the conditional approval pending the sponsor, funding, and no financial obligation of the City. Council Member Gayle Bunker SECONDED the motion, which passed unanimously.

DAVID EVANS: APPROVAL OF MEADOW PARK SUBDIVISION FINAL PLAT B

David Evans was not in attendance at this meeting, so Mayor Nielson passed this item on the agenda.

GAYLE BUNKER: APPROVAL OF NORDEL SUBDIVISION

No Council action was taken at the request of Mr. Gayle Bunker.

NEIL FORSTER/ALAN RIDING, PUBLIC WORKS DEPARTMENT: DISCUSSION ON SHOP IMPROVEMENTS

Neil Forster displayed a drawing of the maintenance shop the City crews are presently using. Mr. Forster stated that there is now additional equipment that needs to be stored in heated or sheltered areas. In general, Mr. Forster said, the building needs to be enlarged and updated. It was built in 1952 and has not been added to or upgraded in that period of time. Bids have been received on upgrading the building, the lowest being \$33,214.

Mr. Forster proposed that the City act as the general contractors if possible and do most of the work through subcontractors. This way it can be done step by step throughout the course of the winter, he said, and there will be some savings in the cost of the construction. The cost of the construction if Delta City acts as the general contractor is \$428,624.

Mayor Nielson suggested this item be brought back on next week's agenda after Attorney Peterson is able to reserach whether the approach recommended by Mr. Forster is permitted under the Utah Procurement Code.

CRAIG GREATHOUSE: DISCUSSION REGARDING LITTLE LEAGUE FOOTBALL


After some discussion, Council Member Don Dafoe MOVED to have Parks and Recreation Director Laura Burnham help with the Little League Football program. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson called for a roll call vote, which was as follows:

Council Member Neil Dutson	No
Council Member Ruth Hansen	No
Council Member Craig Greathouse	Yes
Council Member Gayle Bunker	Yes
Council Member Don Dafoe	Yes


MAYOR GRANT NIELSON: VACANCY IN THE PLANNING AND ZONING COMMISSION (GAYLE BUNKER'S PREVIOUS POSITION)

Ken Hutchings was appointed by Mayor Nielson to fill the vacancy in the Planning and Zoning Commission after concurrence by the Council Members in his appointment.

Mayor Nielson then asked if there were any further items for discussion or comment. There being none, Council Member Neil Dutson MOVED the meeting be adjourned. Council Member Craig Greathouse SECONDED the motion. The motion passed unanimously and the meeting adjourned at 10:37 p.m.


GRANT S. NIELSON
Mayor

Attest:


DOROTHY JEFFERY
Delta City Recorder